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6 Attorneys for Plaintiff
7 CAROLYN MARTIN

8 UNITED STATES DISTRICT COURT
9
10 NORTHERN DISTRICT OF CALIFORNIA

11 CAROLYN MARTIN

CASE NO. C 10-04349 BZ
Civil Rights

12 Plaintiff,

13 V.

14 BOUCHON, LLC; BOUCHON, LP;
15 YOUNTVILLE FOOD
16 EMPORIUM, LLC; SHAMUS &
17 PEABODY, LLC; F & F ALIOTO
18 PARTNERSHIP; and DOES 1-25,
19 Inclusive,

**STIPULATION AND ORDER
FOR DISMISSAL**

FRCP section 41

20 Defendants.
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1 Plaintiff CAROLYN MARTIN and Defendants YOUNTVILLE FOOD
2 EMPORIUM, LLC, SHAMUS & PEABODY, LLC, and F & F ALIOTO
3 PARTNERSHIP, by and through their attorneys of record, file this Stipulation
4 And Order For Dismissal pursuant to Federal Rule of Civil Procedure section 41.

5 Plaintiff filed this lawsuit on September 27, 2010.

6 Plaintiff and Defendants have entered into a "Settlement Agreement And
7 Release Of Claims" which settles all aspects of the lawsuit. A copy of the
8 Settlement Agreement is incorporated by reference herein as if set forth in full.
9 The Settlement Agreement states in part that "The Court shall retain jurisdiction
10 to enforce this Settlement Agreement, and this Agreement shall be incorporated
11 by reference in the Stipulation and Order to Dismiss as if set forth in full."
12 Plaintiff and Defendants stipulate to the court retaining jurisdiction to enforce
13 the "Settlement Agreement And Release Of Claims."

14 Plaintiff moves to dismiss with prejudice the lawsuit against Defendants.

15 Defendants, who have answered the complaint, agree to the dismissal.

16 This case is not a class action, and no receiver has been appointed.

17 This Stipulation and Order may be signed in counterparts, and facsimile or
18 electronically transmitted signatures shall be as valid and as binding as original
19 signatures.

20 Wherefore, Plaintiff and Defendants, by and through their attorneys of
21 record, so stipulate.

22 Date: 6/6/11

SIDNEY J. COHEN
PROFESSIONAL CORPORATION

/s/ Sidney J. Cohen

24 By _____
25 Sidney J. Cohen, Attorney for
Plaintiff

26 //

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1 Date: 6/6/11

LITTLER MENDELSON
/s/ Michael Leggierit

2 By _____
3 Michael Leggieri, Attorney for
4 Yountville Food Emporium, LLC
and Shamus & Peabody, LLC
Defendants

5 Date: 6/6/11

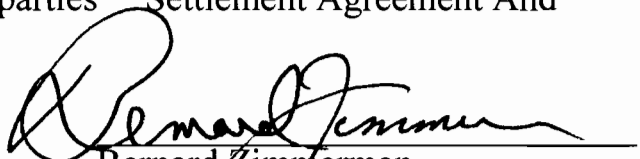
DICKENSON, PEATMAN &
FOGARTY
/s/ Kevin D. DeBord

7 By _____
8 Kevin D. DeBord,
9 Attorney for Defendant F &F Alioto
Partnership

10 PURSUANT TO STIPULATION OF THE PARTIES, IT IS SO ORDERED:

11 The lawsuit against Defendants is dismissed with prejudice. The Court
12 shall retain jurisdiction to enforce the parties' "Settlement Agreement And
13 Release Of Claims."

14 Date: *9 June 2011*


Bernard Zimmerman
United States Magistrate Judge